IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 4127 OF 2006

Sanjay Tulshiram Jagtap ....Petitioner.

V/s

1. The Government of
Maharashtra and Ors. ....Respondents.

Shri R.P. Kadam for the petitioner.

Shri Pradip Patil, A.G.P for the respondent Nos. 1 to 4.

CORAM: R.M.S. KHANDEPARKAR &
V. M. KANADE, JJ.

DATE : 14th September, 2006

P.C.:

1. Heard.

2. Petitioner challenges the order passed by the Tribunal, dismissing the Original Application No. 140 of 2006 which was filed by the petitioner on account of refusal of his selection and appointment as Kotwal. The Tribunal on detail analysis of the material on record has held that the selection and appointment has been made after following due process of law and there has been no illegality of whatsoever nature

in the process of appointment of Kotwal and there is absolutely no substance in the grievance of the petitioner. The said findings are clearly borne out from the record and do not warrant any interference in writ jurisdiction. There is absolutely no case made out for interference in exercise of powers under Article 226 of the Constitution. Merely because the petitioner's father was a Kotwal that itself cannot be the sole criteria to appoint the petitioner as Kotwal. Being so, Petition is rejected.

(R.M.S. KHANDEPARKAR, J.)

(V. M. KANADE, J.)